

IN THE HIGH COURT OF JUDICATURE AT PATNA
Cr.Misc. No.40705 of 2008
KAPIL PANDIT (MUKHIYA)
S/O-Late Dhua Pandit, R/O-Vill & P.O.-Chakand Bazar, P.S.-Chandauti, Distt.-Gaya.
.....Petitioner.
Versus
STATE OF BIHAR

2/ 24.11.2008 Heard learned Counsel for the petitioner and learned
Counsel appearing on behalf of the State.

The petitioner is sole named accused of the case which has
been registered under Sections 409, 467, 468, 471 of the Indian Penal
Code in which there is allegation that the amount of scholarship was
withdrawn but it was not distributed to the students.

Informant is deputy Mukhiya of the Panchayat.

Submission is that the amount was withdrawn by the joint
signature of the Panchayat Sachiv and Mukhiya and the amount was
handed over to Panchayat Sevika for distribution. The headmaster has
certified that the amount was distributed among the students by the
Panchayat Sevika.

Considering the facts and circumstances of the case, the
petitioner Kapil Pandit (Mukhiya) is ordered to be released on bail on
furnishing bail bond of Rs. 10,000/- (ten thousand) with two sureties
of the like amount each to the satisfaction of Chief Judicial
Magistrate, Gaya in connection with Chandauti P.S. Case No.
51/2008.

kksinha/

(Shyam Kishore Sharma, J.)